



16528
Practitioner's Docket No. 55986 (70281)
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: S. Yamamoto, et al.
Application No.: 09/879,257 Group No.: 1652
Filed: June 12, 2001 Examiner: Christian L. Fronda.
For: HYBRID ENZYME AND USE THEREOF

Assistant Commissioner for Patents
Washington, D.C. 20231

RECEIVED

MAY 07 2003

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

TECH CENTER 1600/2900

STATUS

2. Applicant is
☐ a small entity. A statement:
☐ is attached.
☐ was already filed.
☒ other than a small entity.

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) -- If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. SECTION 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

FACSIMILE

- ☐ transmitted by facsimile to the Patent and Trademark Office (703) ____-____.

Eileen M Woodbury
Signature

Date: April 29, 2003

Eileen M. Woodbury
(type or print name of person certifying)

34-35).

NOTE: See 37 C.F.R. Section 1.645 for extensions of time in interference proceedings, and 37 C.F.R. Section 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. Section 1.136 apply.

(complete (a) or (b), as applicable)

- (a) ☐ Applicant petitions for an extension of time under 37 C.F.R. Section 1.136 (fees: 37 C.F.R. Section 1.17(a)(1)-(4)) for the total number of months checked below:

	Extension (months)	Fee for other than small entity	Fee for small entity
<input type="checkbox"/>	one month	\$ 110.00	\$ 55.00
<input type="checkbox"/>	two months	\$ 400.00	\$ 200.00
<input type="checkbox"/>	three months	\$ 920.00	\$ 460.00
<input type="checkbox"/>	four months	\$ 1,440.00	\$ 720.00

Fee: \$

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

- ☐ An extension for _____ months has already been secured. The fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$

OR

- (b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. Section 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY			OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	OR	Rate	Addit. Fee
Total	129	Minus	125	=	x \$9 =	\$	4	x \$18 =	\$72
Indep.	6	Minus	6	=	x \$42 =	\$		x \$84 =	\$
[] First Presentation of Multiple Dependent Claim					+ \$140 =	\$		+ \$280 =	\$
						Total Addit. Fee	\$	OR	Total Addit. Fee
									\$72

- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
 ** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: "After final rejection or action (Section 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. Section 1.116(a) (emphasis added).

(complete (c) or (d), as applicable)

- (c) [] No additional fee for claims is required.

OR

- (d) [x] Total additional fee for claims required \$ 72.00.

FEE PAYMENT

5. [x] Attached is a check in the sum of \$72.00.
 [] Charge Account No. _____ the sum of \$ _____.
 A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. ☒ If any additional extension and/or fee is required, charge Account No. 04-1105.


AND/OR

☒ If any additional fee for claims is required, charge Account No. 04-1105.

Respectfully submitted

Date: April 29, 2003

By:


Cara Z. Lowen
Reg. No. 38,227

Edwards & Angell, LLP
P.O. Box 9169
Boston, MA 02209
Tele: (617)-517-5509
Customer No.: 21,874
333578



#12/13
D.005
5-12-03

Docket No. 70281/55,986

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant: S. Yamamoto, et al. Group: 1652
Serial No. 09/879,257 Examiner: Fronda, Christian L.
Filed: June 12, 2001
For: HYBRID ENZYME AND USE THEREOF

RECEIVED

MAY 07 2003

TECH CENTER 1600/2900

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231 on April 29, 2003.

By: Eileen M. Woodbury
Eileen M. Woodbury

AMENDMENT

In response to the office action dated January 27, 2003, please amend the above-identified application as follows:

IN THE CLAIMS:

Please amend the claims to read as follows:

14. (amended) A hybrid enzyme having a peptide introduced into a specific position of a glucose-6-phosphate dehydrogenase by insertion or substitution, in which the specific position is at least one position selected from the group consisting of the position between 294-295, between 302-310, between 362-363, the N-terminal

05/06/2003 NMOHAMM1 00000031 09879257

01 FC:1202

72.00 OP